

1 CHRISTOPHER S. MISHLER, ESQ. (14402)  
2 BROWN MISHLER, PLLC  
3 911 N. Buffalo Dr., Ste. 202  
4 Las Vegas, Nevada 89104  
5 Tel: (702) 816-2200  
6 Email: [CMishler@BrownMishler.com](mailto:CMishler@BrownMishler.com)  
7 Attorney for Defendant  
8 *Devarian Haynes*

9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,  
vs.  
DEVARIAN HAYNES,  
Defendant.

2:20-cr-126-APG-VCF

**DEFENDANT'S MOTION TO  
MODIFY CONDITIONS OF  
RELEASE**

COMES NOW, Defendant, DEVARIAN HAYNES, by and through his  
counsel of record, Christopher Mishler, of BROWN MISHLER, PLLC, and  
hereby files this motion to modify his current conditions of release.

Mr. Haynes is currently scheduled for sentencing in this case on June  
22, 2022 at 11:30 a.m. Mr. Haynes has a third-party custodian approved by  
this court and pre-trial services (Godwin Haynes, his father).

Mr. Haynes has the following release conditions applicable to this  
request:

- 1 a. Home incarceration – at his residence with his mother in Texas
- 2 – except for pre-scheduled medical treatment and court
- 3 appearances.
- 4
- 5 b. Active GPS monitoring of his location, and
- 6
- 7 c. No visitors that have not been pre-approved by Pretrial
- 8 Services.

9 Mr. Haynes respectfully asks this Court for modification as follows:

- 10 a. Mr. Devarian Haynes would ask that the home incarceration
- 11 condition be modified for the day of June 19, 2022 (Father's
- 12 day).
- 13
- 14 b. Mr. Haynes has tentative plans (if allowed by this Court) to
- 15 leave his residence by 10 a.m. and return by 10 p.m. These
- 16 plans include his remaining at all times in the presence of his
- 17 third-party custodian, Godwin Haynes (his father). He also
- 18 hopes to have visitation that day with his other family
- 19 members including his brother, and most importantly his own
- 20 son.
- 21
- 22 c. Mr. Haynes father is willing to supervise his son during this
- 23 time away from home confinement to ensure that Mr. Haynes
- 24 follows the other conditions of his release.
- 25
- 26
- 27
- 28

1 d. Mr. Haynes asks for this modification only for Father's Day,  
2 knowing that he is to be sentenced the following Wednesday by  
3 this Court, and fearing that it may be the last opportunity to  
4 spend a Father's Day with his father and his son together for  
5 a significant amount of time.

6  
7 For the above reasons, Defendant Devarian Haynes, respectfully asks  
8 this Court for this modification to his release conditions.

9  
10 Counsel for Mr. Haynes has spoken with AUSA Lisa Cartier-Giroux  
11 regarding her position re: the above motion and was informed that the U.S.  
12 Attorney's office would not oppose this motion. Counsel has also spoken with  
13 pre-trial release officer Jessie Moorehead, on May 20, 2020 regarding this  
14 motion, who stated he needed to contact pre-trial release officers in Texas but  
15 has not provided a response to counsel regarding pre-trial's position on this  
16 motion.  
17

18 DATED June 2, 2022  
19

20 BROWN MISHLER, PLLC  
21

22  
23 */s/ Christopher S. Mishler*  
24 By \_\_\_\_\_  
25 CHRISTOPHER S. MISHLER  
26 Counsel for Devarian Haynes  
27  
28

## CERTIFICATE OF ELECTRONIC SERVICE

The undersigned hereby certifies that he is an employee of BROWN MISHLER, PLLC, and is a person of such age and discretion as to be competent to serve papers.

That on June 2, 2022, he served an electronic copy of the above and foregoing **DEFENDANT'S MOTION TO MODIFY CONDITIONS OF RELEASE** by electronic service (ECF) to the person named below:

**JASON FRIERSON  
United States Attorney  
LISA CARTIER-GIROUX  
Assistant United States Attorney  
501 Las Vegas Blvd. South  
Suite 1100  
Las Vegas, NV 89101**

/s/ Christopher Mishler  
Employee of BROWN MISHLER, PLLC